

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 00-5212

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

MICROSOFT CORPORATION,

Defendant-Appellant

No. 00-5213

STATE OF NEW YORK, EX REL. ATTORNEY GENERAL
ELIOT SPITZER ET AL.,

Plaintiffs-Appellees

v.

MICROSOFT CORPORATION,

Defendant-Appellant

**APPELLEES' JOINT RESPONSE TO MOTIONS
REGARDING AMICUS PARTICIPATION**

The Court's Order of October 26, 2000, directed that the parties file any responses to the motions for leave to participate as amicus curiae by Monday, October 30, 2000. In light of the importance of the case, the United States and the State Plaintiffs gave consent to all movants who sought it prior to filing. We support the Court's permitting any amicus filings that it would find helpful.

In the interest of full disclosure, we note that one movant, Dr. Lee A. Hollaar, provided compensated consulting services to the Antitrust Division of the Department of Justice in 1995 in connection with a matter involving Microsoft Corporation.

Respectfully submitted.

Catherine G. O'Sullivan/s/

ELIOT SPITZER
Attorney General of New York
PREETA D. BANSAL
Solicitor General
HARRY FIRST
Chief, Antitrust Bureau
MELANIE L. OXHORN
Assistant Solicitor General
RICHARD L. SCHWARTZ
Assistant Attorney General
120 Broadway
New York, New York 10271
(212) 416-6229

A. DOUGLAS MELAMED
Acting Assistant Attorney General
JEFFREY H. BLATTNER
Deputy Assistant Attorney General
CATHERINE G. O'SULLIVAN
ROBERT B. NICHOLSON
PHILLIP R. MALONE
ADAM D. HIRSH
ANDREA LIMMER
DAVID SEIDMAN
CHRISTOPHER SPRIGMAN
Attorneys

JAMES E. DOYLE
Attorney General of Wisconsin
KEVIN J. O'CONNOR
Assistant Attorney General
Lead State Counsel
Office of Attorney General
State Capitol
Post Office Box 7857
Suite 114 East
Madison WI 53707-7857

U.S. Department of Justice
601 D Street, N.W.
Washington, D.C. 20530
(202) 514-2413

October 30, 2000

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of October, 2000, I served a copy of the foregoing
APPELLEES' JOINT RESPONSE TO MOTIONS REGARDING AMICUS PARTICIPATION
on the following:

Bradley P. Smith (hand delivery, with disk)
Sullivan & Cromwell
1701 Pennsylvania Ave. N.W., 8th floor
Washington, DC 20006
(202) 956-7500

John Warden (fax, FedEx)
Sullivan & Cromwell
125 Broad Street
New York, NY 10004
(212) 558-4000

William Neukom (FedEx)
Microsoft Corporation
One Microsoft Way
Redmond, WA 98052
(425) 869-1327

Edward J. Black (fax, first class mail)
Computer & Communications Industry Ass'n
666 Eleventh Street N.W., Suite 600
Washington, DC 20001
(202) 783-0070, ext. 100, 101 (Phone)
(202) 783-0534 (fax)

Robert H. Bork (fax, first class mail)
1150 17th Street N.W.
Washington, DC 20036
(202) 862-5851 (phone)
(202) 862-5899 (fax)

Louis R. Cohen (fax, first class mail)
Wilmer, Cutler & Pickering
2445 M Street N.W.
Washington, DC 20037-1420
(202) 663-6000 (phone)
(202) 663-6363 (fax)

